

ECF CASE

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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LOCAL 456, INTERNATIONAL BROTHERHOOD
OF TEAMSTERS,

Plaintiff,

Index No. 08 Civ. 1894 (SCR)

—against—

**AFFIRMATION IN SUPPORT OF
MOTION TO VACATE
ARBITRATION AWARD**

ALL ROCK CRUSHING, INC.,

Defendant.
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George Kokkalenios, an attorney duly admitted to practice before this Honorable Court and the State of New York does hereby declare under the penalty of perjury as follows.

1. On or about January 15, 2008, Arbitrator Susan Panepento served her arbitration award in the within action.
2. Defendant has served its notice terminating the collective bargaining agreement between the parties, effective May 31, 2008.
3. The arbitration award upon which this lawsuit is based should be vacated, as a matter of law, for the reasons set forth in the accompanying memorandum of law.
4. Defendant requests that this Court vacate the arbitration award, dismiss this lawsuit, and award Defendant all costs and reasonable attorneys' fees associated with defending this action.

Dated: April 11, 2008

Respectfully submitted,

s/George Kokkalenios, Esq.
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